

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA**

(1) MIRANDA KNIGHT-BROWN, and	)	
(2) JUSTIN LEN BROWN,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	
	)	
(1) UNITED STATES OF AMERICA,	)	Case No. CIV-19-00093-JWD
(2) UNITED STATES DEPARTMENT OF	)	
HEALTH AND HUMAN SERVICES,	)	
(3) CHOCTAW NATION HEALTHCARE	)	
SERVICES AUTHORITY,	)	
(4) JASON HILL,	)	
(5) WILLIAM HAYES,	)	
(6) DALE BAUGHMAN, and	)	
(7) JOHN DOES 1-30,	)	
	)	
Defendants.	)	

**ORDER**

Before the Court are Defendants the United States of America’s Motion to Dismiss [Doc. No. 53], William Hayes’s and Jason Hill’s Motion to Dismiss [Doc. No. 54], and Dale Baughman’s Motion to Dismiss [Doc. No. 63] (collectively, “Motions”), all directed at Plaintiffs’ First Amended Complaint. [Doc. No. 51].

Plaintiffs have filed a Second Amended Complaint. [Doc. No. 77]. Plaintiffs’ Second Amended Complaint “supersedes the [complaints before it] and renders [them] of no legal effect.” *Davis v. TXO Prod. Corp.*, 929 F.2d 1515, 1517 (10th Cir. 1991); *see also Predator Int’l, Inc. v. Gamo Outdoor USA, Inc.*, 793 F.3d 1177, 1180–81 (10th Cir. 2015); *Mink v. Suthers*, 482 F.3d 1244, 1254 (10th Cir. 2007). Accordingly, the Motions are now moot.

IT IS THEREFORE ORDERED that the Motions to Dismiss [Doc. Nos. 53, 54, 63] are DENIED as moot and without prejudice.

IT IS SO ORDERED this 17th day of February 2022.

A handwritten signature in black ink, appearing to read "Jodi W. Dishman", written over a horizontal line.

JODI W. DISHMAN  
UNITED STATES DISTRICT JUDGE